IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

TUESDAY, THE FIRST DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MRS JUSTICE T.MEENA KUMARI

&
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT APPEAL NO : 142 of 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 10/09/2004 in WP NO: 1342 OF 1998 on the file of the High Court.)

Between:

A.P. State Council of Science & Technology (APCOST), 12th Floor, Gagan Vihar,. Opp: Gandhi Bhavan, Hyderabad, rep. by its Member Secretary.

..... APPELLANT

AND

1 State of A.P. rep. by Special Chief Secretary to Government, E.F.S & T Department, Secretariat Buildings, Hyderabad.
2 P.V.S. Lalithamba, W/o R.V. Hanmaiah, Office Manager, A.P. State Council for Science & Technology, Gagan Vihar, 12th Floor, Hyderabad.

.....RESPONDENTS

Counsel for the Appellant :MR.A.RAMALINGESWARA RAO

Counsel for the Respondent No.: GP FOR SERVICES I

The Court made the following:

JUDGMENT: (Per the Honourable Sri Justice S.Ananda Reddy)

This writ appeal is filed by the first respondent in the writ petition. The 2nd

respondent herein is the writ petitioner. Though an opportunity was given by the learned single Judge in the writ petition by setting aside the impugned order to furnish the copies of the recommendations of the committee and also the decision taken by the Government to the writ petitioner, before issuing a fresh notice and seek her explanation and thereafter, take appropriate action according to law, the apprehension of the learned counsel appearing on behalf of the appellant is that the writ petitioner is demanding for promotion to the post of the Office Manager from the post of Junior Assistant. As the appellant is apprehending contempt proceedings being moved against them, the present writ appeal is preferred.

The learned counsel for the appellant at the time of hearing admitted that there is no direction to the Management to consider any claim of the writ petitioner for promotion to the post of Office Manager. In the absence of any such direction, the apprehension is merely illusory. Further as the writ petition was allowed only for violation of principles of natural justice and in fact, it is stated by the learned counsel for the writ petitioner that the copies of the recommendations were furnished and fresh notice was issued seeking explanation of the writ petitioner. At this stage, no orders are required and there is no grievance by the appellant against the order passed by the learned single Judge.

Accordingly, this Writ Appeal is dismissed with costs of Rs.1,000/-(Rupees one thousand only) payable to the A.P.Chief Justice Relief Fund for the purpose of Tsunami Relief Fund.

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Justice T.Meena Kumari

Date : 01-02-2005

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Justice S.Ananda Reddy

Dvs/Gurc.

Copies to:

1. The Member Secretary. A.P. State Council of Science & Technology (APCOST), 12th Floor, Gagan Vihar,. Opp: Gandhi Bhavan, Hyderabad,

2. The Special Chief Secretary to Government, State of A.P.
E.F.S & T Department, Secretariat Buildings, Hyderabad.

3. The Office Manager, AP State Council for Science & Technology, Gagan Vihar, 12th Floor, Hyderabad.

4. Two CCs to the GP for Services I, High Court Buildings, Hyderabad.(OUT)

5. Two CD copies.

THE HONOURABLE SMT. JUSTICE T.MEENA KUMARI

&

THE HONOURABLE SRI JUSTICE S.ANANDA REDDY

WRIT APPEAL NO : 142 of 2005

(Judgment delivered by

the Honourable Sri Justice S.Ananda Reddy)

1st February, 2005